

RESOLUTION NO. 2006-90

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
LODI, CALIFORNIA, DECLARING ITS INTENTION FOR THE
LEVY AND COLLECTION OF ASSESSMENTS FOR THE LODI
CONSOLIDATED LANDSCAPE MAINTENANCE DISTRICT
NO. 2003-1, FISCAL YEAR 2006-07

The City Council of the City of Lodi (hereafter referred to as the "City Council") does resolve as follows:

WHEREAS, the City Council has by previous Resolutions formed the Lodi Consolidated Landscape Maintenance District No. 2003-1 (hereafter referred to as the "District") and initiated proceedings for fiscal year 2006-07, pursuant to the provisions of the *Landscape and Lighting Act of 1972, Part 2, Division 15 of the California Streets and Highways Code (commencing with Section 22500)* (hereafter referred to as the "Act") that provides for the levy and collection of assessments by the County of San Joaquin for the City of Lodi to pay the maintenance and services of all improvements and facilities related thereto; and

WHEREAS, the City Council has retained NBS Government Finance Group, DBA NBS (hereafter referred to as "NBS") for the purpose of assisting with the Annual Levy of the District, and to prepare and file a report with the City Clerk in accordance with the Act.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED BY THE CITY COUNCIL FOR THE DISTRICT, PURSUANT TO *CHAPTER 3, SECTION 22624 OF THE ACT*, AS FOLLOWS:

Section 1 Intention: The City Council hereby declares that it is its intention to seek the Annual Levy of the District pursuant to the Act, over and including the land within the District boundary, and to levy and collect assessments on all such land to pay the annual costs of the improvements. The City Council finds that the public's best interest requires such levy and collection.

Section 2 District Boundaries: The boundaries of the District are described as the boundaries previously defined in the formation documents of the original District, within the boundaries of the City of Lodi, within the County of San Joaquin, State of California and includes the subdivisions known as Almondwood Estates, Century Meadows One, Millsbridge II, Almond North, Legacy Estates I, Legacy Estates II, Kirst Estates, The Villas, Woodlake Meadow, Vintage Oaks, Interlake Square, Lakeshore Properties, the Tate Property, and Winchester Woods.

Section 3 Description of Improvements: The improvements within the District may include, but are not limited to: street parkway trees, public park land, plants and trees, landscaping, irrigation and drainage systems, maintenance of pedestrian walkways, graffiti removal, maintenance and rebuilding of masonry walls and associated appurtenances within the public right-of-ways or specific easements. Services provided include all necessary service, operations, administration and maintenance required to keep the improvements in a healthy, vigorous and satisfactory condition.

Section 4 Proposed Assessment Amounts: For Fiscal Year 2006-07, the proposed assessments are outlined in the Engineer's Annual Levy Report, which details any changes or increases in the annual assessment.

Section 5 Public Hearing(s): The City Council hereby declares its intention to conduct a Public Hearing annually concerning the levy of assessments for the District in accordance with Chapter 3, Section 22626 of the Act.

Section 6 Notice: The City shall give notice of the time and place of the Public Hearing to all property owners within the District by causing the publishing of this Resolution once in the local newspaper for two consecutive weeks not less than ten (10) days before the date of the Public Hearing, and by posting a copy of this resolution on the official bulletin board customarily used by the City Council for the posting of notices. Any interested person may file a written protest with the City Clerk prior to the conclusion of the Public Hearing, or, having previously filed a protest, may file a written withdrawal of that protest. A written protest shall state all grounds of objection and a protest by a property owner shall contain a description sufficient to identify the property owned by such property owner. At the Public Hearing, all interested persons shall be afforded the opportunity to hear and be heard.

Section 7 Notice of Public Hearing: Notice is hereby given that a Public Hearing on these matters will be held by the City Council on Wednesday, June 21, 2006, at 7:00 p.m., or as soon thereafter as feasible, in the City Council Chambers, located at 305 West Pine Street, Lodi.

Section 8 The City Clerk is hereby authorized and directed to give notice of such hearing as provided by law.

Dated: May 17, 2006

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I hereby certify that Resolution No. 2006-90 was passed and adopted by the City Council of the City of Lodi in a regular meeting held May 17, 2006, by the following vote:

AYES:	COUNCIL MEMBERS – Beckman, Hansen, Johnson, Mounce, and Mayor Hitchcock
NOES:	COUNCIL MEMBERS – None
ABSENT:	COUNCIL MEMBERS – None
ABSTAIN:	COUNCIL MEMBERS – None


SUSAN J. BLACKSTON
City Clerk